IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE S.SIRI JAGAN

FRIDAY, THE 29TH JUNE 2007 / 8TH ASHADHA 1929

WP(C).No. 20019 of 2007(G)

PETITIONER:

K. NARAYANAN NAIR,
KOLLAPPARAMBIL HOUSE, MARADYKARA,
MARADY VILLAGE, MUVATTUPUZHA.

BY ADV. SRI.S.K.AJAY KUMAR
SRI.PREMCHAND R.NAIR
SMT.PRIYA. H.

RESPONDENTS:

1. THE DISTRICT COLLECTOR,
ERNAKULAM DISTRICT.

2. THE REVENUE DIVISIONAL OFFICER,
MUVATTUPUZHA, ERNAKULAM DISTRICT.

3. THE VILLAGE OFFICER,
MARADY VILLAGE, MUVATTUPUZHA.

4. BABY PHILIP,
MUNDIKUNNEL HOUSE, MARADY KARA,
MARADY VILLAGE, MUVATTUPUZHA.

BY G.P. SHRI.I.V.PRAMOD.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 29/06/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

S.SIRI JAGAN, J.

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W.P.(C).No.20019 of 2007

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Dated this the 29th day of June, 2007

J U D G M E N T

The petitioner moved the 2nd respondent under section 133 of the Criminal Procedure Code complaining of nuisance on the part of the 4th respondent. Initially Ext.P5 conditional order under section 133(1) was passed. Subsequently, the 4th respondent filed a formal objection. The petitioner now complains that the 2nd respondent is not taking any action to implement Ext.P5.

2. I have heard the learned counsel for the petitioner as also the learned Government Pleader.

3. Now that an order under section 133(1) of the Criminal Procedure Code has been passed, the R.D.O. is bound to pass orders under section 142 of the Criminal Procedure Code. In the above circumstances, the 2nd respondent is directed to pass orders in the matter under section 142 after

hearing the petitioner as well as the 4th respondent, as expeditiously as possible, at any rate, within two months from the date of receipt of a copy of this judgment.

Writ petition is disposed of as above.

Sd/-

sdk+ S.SIRI JAGAN, JUDGE

///True copy///

P.A. to Judge.